

**SETTLEMENT DATE: JUNE 26, 2024**  
**SETTLEMENT TIME: 10:00 A.M.**

**TARTER KRINSKY & DROGIN LLP**

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UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re:	:	
	:	Chapter 13
ERICA ITZHAK,	:	
	:	Case No.: 24-10669 (PB)
Debtor.	:	
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**NOTICE OF SETTLEMENT OF ORDER MODIFYING THE AUTOMATIC STAY TO  
PERMIT CONTINUATION OF POST JUDGMENT MOTION BY THE DEBTOR TO  
RENEW AND REARGUE AND VACATE A JUDGMENT  
IN A STATE COURT ACTION**

**PLEASE TAKE NOTICE**, that the order annexed hereto as **Exhibit “A”** (the “Order”) shall be presented for signature to the Honorable Philip Bentley, United States Bankruptcy Judge, in his chambers located at the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, New York 10004 on the **26<sup>th</sup> day of June 2024 at 10:00 a.m.** (the “Settlement Date”).

**PLEASE TAKE FURTHER NOTICE**, that counter proposed orders, if any, must be in writing and received in the chambers of the Honorable Philip Bentley and by the undersigned on

or before **June 25, 2024 at 5:00 p.m.**

Dated: New York, New York  
June 20, 2024

**TARTER KRINSKY & DROGIN LLP**  
*Attorneys for Erica Itzhak*

By: /s/ Scott S. Markowitz  
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TO:

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## **EXHIBIT A**

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re:

ERICA ITZHAK,

Debtor.  
-----X

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Chapter 13

Case No.: 24-10669 (PB)

**ORDER MODIFYING THE AUTOMATIC STAY TO PERMIT CONTINUATION OF  
POST JUDGMENT MOTION BY THE DEBTOR TO RENEW AND REARGUE AND  
VACATE A JUDGMENT IN A STATE COURT ACTION**

Upon the motion (the “**Motion**”) dated May 30, 2024 [ECF Dkt. No. 19], of Erica Itzhak (the “**Debtor**”), by and through her attorneys, Tarter Krinsky & Drogin LLP, seeking the entry of an order pursuant to 11 U.S.C. § 362(d) granting relief from the automatic stay to permit the Debtor to prosecute a post-judgment motion seeking to renew and reargue (the “**Renewal and Reargument Motion**”) and vacate a prior judgment in an action entitled *Yossef Kahlon a/k/a Jossef Kahlon, and Atlas Solar Holdings, LLC v. Erica T. Yitzhak, et al.*, Index No. 601659/2016 (the “**State Court Action**”); and upon the limited opposition to the Motion filed by Yossef Kahlon (“**Kahlon**”) [ECF Dkt. No. 22]; and the matter having been noticed for a hearing before the Court on June 13, 2024; and it appearing based upon the declaration of service filed under ECF Dkt. No. 20 that proper notice of the Motion was given; and upon the record on the hearing held on June 13, 2024; and good cause for the relief sought having been shown; and the Court having determined the relief sought in the Motion is appropriate; it is hereby

**ORDERED** the Motion is granted to the extent provided herein; and it is further

**ORDERED** the automatic stay is hereby modified to permit the Debtor to proceed with her Renewal and Reargument Motion and to seek vacatur of the judgment in the State Court Action; and it is further

**ORDERED** the automatic stay is hereby modified to permit Kahlon to file any and all pleadings he deems necessary or appropriate to oppose the Debtor's Renewal and Reargument Motion and the Debtor's efforts seeking vacatur of the judgment; and it is further

**ORDERED** that other than permitting the Debtor to prosecute the Renewal and Reargument Motion and seek to vacate the judgment and to permit Kahlon to oppose such motion and for the state court to rule on the Renewal and Reargument Motion, the automatic stay remains in effect.

Dated: New York, New York  
June \_\_, 2024

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**HONORABLE PHILIP BENTLEY**  
**UNITED STATES BANKRUPTCY JUDGE**